IN THE HIGH COURT OF JUDICATURE OF BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUIT No. 722 of 1988

Piramal Spinning & Weaving Mills Ltd. .. Plaintiff
versus
Star Marketing & Services Ltd. .. Defendant

...

Ms.Mamta Sadh i/b S.N. Shah for the plaintiff.
Mr.Nikhil Rodriques i/b Desai & Diwanjee for defendant

CORAM : D.G. KARNIK, J

DATED : 22nd June 2006.

P.C.:

1. Heard learned counsel for the parties.

2. The Counsel for the plaintiff points out that the defendant has not filed written statement though served several years ago. Counsel therefore prays for a decree under Order 8 Rule 10 of the Code of Civil Procedure. Suit is only for recovery of money. In the absence of written statement, averments made in the plaint are deemed to be admitted.

3. Suit of the plaintiff is decreed under Order 8 Rule 10 of the Code of Civil Procedure in terms of prayer clauses (a) and (b).

(D.G. KARNIK, J)